**IN THE HIGH COURT OF UTTARANCHAL**
**AT NAINITAL**
**ORIGINAL JURISDICTION**
Dated: Nainital: the 18th day of October, 2005
Bail application no.993 **of 2005**
**Order on the bail application of accused**

**CRIMINAL SIDE**

Deepak @ Deepu
S/o Shri Mathura Prasad Joshi
R/o Village Marwadi
Police Station Joshimath
District Chamoli … Applicant

Versus

State of Uttaranchal … Opposite Party

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Arising out of Case Crime No. 96 of 2005
Under Sections 304, 336 I.P.C. read with
Section 34 I.P.C.
Police Station Joshimath
District Chamoli

**By the court**

**Hon'ble B.C. Kandpal, J.**

The applicant has applied for bail in case crime No. 96 of 2005 under Sections 304 and 336 I.P.C. read with Section 34 Police Station Joshimath, District Chamoli.

Heard Sri R.P. Nautiyal, learned counsel for the applicant, learned A.G.A. and perused the record.

According to the prosecution case, the applicant was pelting stones at the complainant side and one of the stones accidently hit Vinod Kumar Rana – victim who subsequently succumbed to injuries.

The First Information Report does not disclose any motive. The applicant is in jail in connection with this case since long and learned A.G.A. could not show any criminal history of the applicant before me.

Having considered the aforesaid facts and circumstances of the case, I think, it would be just and proper to release the applicant on bail at this stage.

Let the applicant Deepak @ Deepu be released on bail on his executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

**(B.C. Kandpal, J.)**

18.10.2005
ASWAL